

## Message Text

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ACTION EUR-12

INFO OCT-01 ISO-00 DEAE-00 L-02 CIAE-00 INR-07 IO-10

JUSE-00 NSAE-00 RSC-01 SNM-02 SY-04 TRSE-00 USIA-06

NSC-05 OES-03 OMB-01 SS-15 SP-02 /071 W

----- 009470

R 131253Z JAN 75

FM AMEMBASSY BONN

TO SECSTATE WASHDC 7207

INFO AMEMBASSY PARIS

CINCUSAREUR HEIDELBERG

CINCUSAFE RAMSTEIN

C O N F I D E N T I A L BONN 00488

PARIS FOR DEA. MILITARY ADDRESSEES ALSO FOR POLADS

E. O. 11652: GDS

TAGS: SNAR, GW

SUBJECT: US-FRG NARCOTICS CONTROL AGREEMENT

REF: STATE 110682, OCTOBER 8, 1974

1. FRG INTER-MINISTERIAL GROUP HAS REVIEWED DRAFT TEXT PROVIDED REFTEL AND FRG SPOKESMAN (DR. FRANKE, MINISTRY OF YOUTH FAMILY AND HEALTH) HAS OFFERED THE FOLLOWING COMMENTS:

A. FRG CONTINUES TO BE INTERESTED IN COMPLETING US/FRG NARCOTICS CONTROL AGREEMENT.

B. THE DRAFT LANGUAGE FORWARDED TO THE DEPARTMENT UNDER BONN A-43 (1/23/74) AND TELEGRAM 03465 (3/4/74) IS ACCEPTABLE TO THE FRG.

C. THE FRG BELIEVES THE TONE AND FORM OF THE TEXT PROVIDED BY THE REFTEL (INTRODUCTION AND ARTICLES ONE AND ELEVEN) ARE TOO FORMAL AND LEGALISTIC ("LIKE A TREATY").

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D. UNDER THE FRG'S FEDERAL SYSTEM OF GOVERNMENT, THE FEDERAL GOVERNMENT DOES NOT HAVE MANY OF THE POWERS REFERRED TO IN ARTICLE TWO AND CANNOT "SIGN THEM AWAY" WITHOUT PRIOR NEGOTIATIONS WITH STATE GOVERNMENTS.

2. DR. FRANKE STATED THAT SHOULD THE US WISH TO CARRY ON FURTHER NEGOTIATIONS ON THE BASIS OF THE TEXT PROVIDED BY THE REFTEL, THE NEGOTIATIONS WOULD HAVE TO BE HANDLED BY THE FOREIGN OFFICE, SINCE SUCH NEGOTIATIONS WOULD GO BEYOND THE AUTHORITY GRANTED TO THE MINISTRY OF YOUTH FAMILY AND HEALTH AS THE FRG MINISTRY RESPONSIBLE FOR COORDINATING FRG DRUG CONTROL PROGRAMS.

3. EMBASSY ASSUMES THAT THE DEPARTMENT AND OTHER US AGENCIES CONCERNED VIEW AGREEMENT PROPOSED IN REFTEL AS THE BEST MEANS OF (A) CONSOLIDATING AND UPDATING THE STATE OF NARCOTICS CONTROL COOPERATION BETWEEN THE US AND THE FRG; (B) PROVIDING THE DEA WITH THE SPECIFIC TOOLS REQUIRED TO CARRY OUT ITS MISSION IN THE FRG MOST EFFECTIVELY.

4. ACTION REQUESTED: UNLESS INSTRUCTED OTHERWISE BY END OF JANUARY, EMBASSY PLANS TO INFORM FRG THAT US WISHES TO PURSUE NEGOTIATIONS BASED ON DRAFT TEXT AS PROVIDED BY REFTEL.

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## Message Attributes

**Automatic Decaptioning:** X  
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**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** NARCOTICS, DRUG CONTROL, AGREEMENTS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 13 JAN 1975  
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**Disposition Approved on Date:**  
**Disposition Authority:** GolinoFR  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
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**Disposition Reason:**  
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**TAGS:** SNAR, GE, US  
**To:** STATE  
**Type:** TE  
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